







































































Right-of-Way Acquisition Process

- 1. TxDOT Obtains:
 - Environmental Clearance
- Local Agency Agreements
- Approved Right of Way Map
- Funding
- Release from TxDOT Austin to Begin Acquisition Process

Right-of-Way Acquisition Process

- 2. TxDOT Orders:
 - Property Title Information
 - Five Year Sales Data
 - Preliminary Title Commitment
 - ...TxDOT then makes preappraisal contacts with property owners.

Right-of-Way Acquisition Process

- 3. TxDOT Assigns
 Independent Appraisers:
 - Appraisers Contacts Owner
 - Appraisers Submit Appraisals
 - TxDOT Reviews Appraisals for Approval

Right-of-Way Acquisition Process

- 4. TxDOT's Acquisition
 Agent Presents Offer to
 Property Owner, Including:
 - Appraised Value of Property
 - Compensable Damages to Remaining Real Property
 - Relocation Assistance

Right-of-Way Acquisition Process

- 5. Property Owner may then:
 - a. Donate Land,
 - b. Accept Offer,
 - c. Submit Counter Offer, if Appropriate.
 - d. Begin Eminent Domain
 Proceedings, if Agreement on
 Value is not Reached.

Right-of-Way Acquisition Process

5b. When Owner Accepts:

- Owner Signs Deed & Memorandum of Agreement
- TxDOT Issues Warrant to Owner & Title Company
- Owner Closes at Title Company and is Compensated for New Right-of-Way

Right-of-Way Acquisition Process 5c. Owner Counter Offers:

- Owner May Submit Counter Offer if Owner Beliefs it does not Represent Fair Market Value
- TxDOT Reviews Counter Offer and Either Accepts or Rejects It
- If Rejected, Owner may Accept
 Original Offer or Proceed to
 Eminent Domain

Right-of-Way Acquisition Process

5d. Eminent Domain:

- Court Appoints 3 Commissioners to Hear Owner & TxDOT
- Commissioners Decide Award
- TxDOT Deposits Award in Registry of Court & Takes Possession
- Either Owner or TxDOT Shall Have the Right to Appeal to Jury Trial







